

**Amendment No. 1 to HB1278**

**Wirgau  
Signature of Sponsor**

**AMEND Senate Bill No. 1288**

**House Bill No. 1278\***

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 5-5-102, is amended by adding the following new subdivision to subsection (c):

(4)

(A) Notwithstanding this section and § 12-4-101, effective July 1, 2015, if a member of a local governing body of a county or municipality, or the member's immediate family, is also an employee of the county or municipality, the member is prohibited from voting on any matter in which the member has a conflict of interest.

(B) As used in this subdivision (c)(4), "immediate family" means a spouse, child, stepchild, brother, sister, son-in-law, daughter-in-law, or parent.

(C) This subdivision (c)(4) shall apply only in a county or municipality upon the adoption of a resolution by a two-thirds (2/3) vote of the county or municipal legislative body.

SECTION 2. Tennessee Code Annotated, Section 12-4-101, is amended by adding the following new subdivision to subsection (c):

(4)

(A) Notwithstanding this section or § 5-5-102, effective July 1, 2015, any member of a local governing body of a county or a municipality who is also an employee of the county or municipality, or whose immediate family is an employee of the county or municipality, shall, regardless of when the member's

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employment began, not vote on matters in which the member, or the member's immediate family, has a conflict of interest.

(B) As used in this subdivision (c)(4), "immediate family" means a spouse, child, stepchild, brother, sister, son-in-law, daughter-in-law, or parent.

(C) This subdivision (c)(4) shall apply only in a county or municipality upon the adoption of a resolution by a two-thirds (2/3) vote of the county or municipal legislative body.

SECTION 3. This act shall take effect July 1, 2015, the public welfare requiring it.